

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT PADUCAH
(Filed Electronically)**

**CRIMINAL ACTION NO. 5:06CR-19-R
UNITED STATES OF AMERICA,**

PLAINTIFF,

vs.

STEVEN DALE GREEN,

DEFENDANT.

**MOTION FOR APPOINTMENT OF SECOND COUNSEL
WITH EXPERIENCE IN THE DEFENSE OF CAPITAL CASES**

Comes the defendant, by counsel, and moves the Court pursuant to 18 U.S.C. §3005 to appoint second counsel learned in the law applicable to capital cases.

In support of said motion, the undersigned states that on November 2, 2006, defendant was indicted herein and charged with crimes that are capital offenses. 18 U.S.C. §3005 provides in pertinent part that

[w]hoever is indicted for [a] . . . capital crime shall be allowed to make his full defense by counsel; and the court before which the defendant is to be tried, or a judge thereof, shall promptly, upon the defendant's request, assign two such counsel, of whom at least one shall be learned in the law applicable to capital cases, and who shall have free access to him at all reasonable hours. In assigning counsel under this section, the court shall consider the recommendation of the Federal Public Defender organization

On July 7, 2006, the Court appointed the Federal Defender as counsel for defendant. Defendant hereby requests appointment of second counsel "learned in the law applicable

to capital cases.” Pursuant to 18 U.S.C. §3005, the Federal Defender hereby recommends to the Court the appointment of Darren Wolff, an experienced capital defense attorney admitted to the bar of this Court.

/s/ Scott T. Wendelsdorf
Federal Defender
200 Theatre Building
629 Fourth Avenue
Louisville, Kentucky 40202
(502) 584-0525

Counsel for Defendant.

CERTIFICATE

I hereby certify that on March 12, 2007, I electronically filed the foregoing with the clerk of the court by using the CM/ECF system, which will send a notice of electronic filing to the following: Marisa J. Ford, Esq., Assistant United States Attorney.

/s/ Scott T. Wendelsdorf